

CHAPTER NO. 80

HOUSE BILL NO. 2358

By Representative Maddox

Substituted for: Senate Bill No. 2495

By Senator Herron

AN ACT to repeal Chapter 128 of the Private Acts of 1994, and all other acts amendatory thereto, and to divide Weakley County into nine school districts and provide for the number, election, and terms of members of the Weakley County Board of Education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 128 of the Private Acts of 1994, and all other acts amendatory thereto, is hereby repealed.

SECTION 2. Weakley County shall be divided into nine (9) school districts of substantially equal population, which shall be identical to the county commissioner districts established by resolution of the county legislative body from time to time.

SECTION 3. The Weakley County Board of Education (the board) shall consist of nine (9) members, with one (1) member of the board being elected by the qualified voters in each school district, on a nonpartisan basis. Board members shall be elected to staggered four-year terms so that every two (2) years the terms of nearly one-half (1/2) of the members of the board shall expire, with the odd-numbered districts expiring at the same time, and the even-numbered districts expiring at the same time. Persons elected in the regular August general elections shall take office on September 1 following the election and shall serve until their successors are duly elected and qualified.

SECTION 4. During the transition from ten (10) districts, as provided under prior law, to the nine (9) districts provided for in this act, all incumbent board members shall remain on the board until the expiration of their current terms. In order to maintain a board with districts staggered into four-year terms as evenly as possible, the board shall be elected from the newly designated districts as follows: At the August 2002 general election, one (1) member shall be elected from each of Districts 2, 4, 6, and 8 to four-year terms. At the August 2004 general election, one (1) member shall be elected from each of Districts 1, 3, 5, 7, and 9 to four-year terms. Thereafter, all members shall be elected to four-year terms at the appropriate August general election.

SECTION 5. The board shall have the same powers, duties, privileges, and qualifications as the board of education established pursuant to Title 49 of Tennessee Code Annotated.

SECTION 6. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 7. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Weakley County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.


SECTION 8. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 7.

PASSED: February 14, 2002


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 20th day of February 2002


DON SUNDQUIST, GOVERNOR